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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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E.T.I. EURO TELECOM  
INTERNATIONAL, N.V.,

Plaintiff,

Case No. 08-cv-4247 (LTS/FM)

v.

REPUBLIC OF BOLIVIA, and  
EMPRESA NACIONAL DE  
TELECOMUNICACIONES ENTEL, S.A.,

**ORAL ARGUMENT  
REQUESTED**

Defendants.

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#### **NOTICE OF MOTION**

PLEASE TAKE NOTICE that defendant Empresa Nacional de Telecomunicaciones  
Entel, S.A. ("ENTEL"), by and through its undersigned counsel, will move the Court, the  
Honorable Laura Taylor Swain, Presiding, at the United States Courthouse, 500 Pearl Street,  
New York, New York, on August 4, 2008, or on such other date as the Court may fix, pursuant  
to Rule 12(b)(1), (2) and (6), Fed. R. Civ. P., and the Foreign Sovereign Immunities Act, 28

U.S.C. §§ 1602 *et. seq.*, for an order dismissing, with prejudice, Plaintiff's Complaint for Attachment in Aid of International Arbitration and dissolving the *ex parte* order of pre-judgment attachment issued herein on May 5, 2008 pursuant to said Complaint, together with an award of costs and attorneys fees. Pursuant to Local Rule 6.1(b) of the United States District Court for the Southern District of New York, Plaintiff is required to serve and file any papers in opposition on or before July 25, 2008, with reply papers to be served and filed by ENTEL on or before August 1, 2008.

In support of its motion, ENTEL relies upon its accompanying memorandum of law; the Republic of Bolivia's memorandum of law in support of its contemporaneous motion to dismiss the Complaint; and the following declarations filed by ENTEL in opposition to plaintiff's motion to confirm the *ex parte* order of pre-judgment attachment issued May 5, 2008, and the exhibits thereto: Declaration of Javier Castro, executed June 1, 2008; First Declaration of Alejandro Salinas Vilela, executed June 2, 2008; Second Declaration of Alejandro Salinas Vilela, executed June 6, 2008; Declaration of Joel Flores Carpio, executed June 10, 2008, ¶¶ 1-8 and 21 only; First Declaration of Lorena Molina, executed June 1, 2008; Second Declaration of Lorena Molina, executed June 1, 2008; and Declaration of Maria Cecilia Rocabado, executed July 3, 2008.

ENTEL requests oral argument on its motion.

As required by Rule 2B of the Individual Practice Rules of the Honorable Laura Swain Taylor, the undersigned counsel for ENTEL and counsel for the Republic Bolivia have used their best efforts to resolve informally the matters raised in Defendants' respective Motions with counsel for Plaintiff, including exchanging e-mails and holding a telephone conference with counsel for Plaintiff.

Dated: July 11, 2008

Of Counsel:

Jules Lobel

Adam Belsky

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